

EXHIBIT 17
DATE 2-9-07
HB 138

Feb. 9, 2007
Clinton Cain
2551 Magenta
Bozeman, Mt.
59718

Mr. Chairman & Committee Members
Re: HB 138

We are against the proposed bill #138 introduced by McNutt and the request of the DNRC to over ride the recent Supreme Court decision (TUV.DNRC) This upper Missouri River Basin is a closed basin. It was decided that surface water and ground water are the same.

The majority of the pictured area (attached) are using wells. This #138 bill wants to introduce gray water from treatment plants into infiltration beds which will wind up in clean drinking water, rivers and streams. The treatment plants are not capable of removing pharmaceuticals, nitrates, nitrites and phosphates. However there is technology to remedy this.

" Water", Rivers and streams are vital to the states economy . The 1909 adjudicated water decree, W.D. Beel vs. F.K. Armstrong , Oct.7.1909, (the test of 96 years of Law).

Then in 1970 Big Sky Resort was allowed the taking of water that had been adjudicated. Should a landowner want to subdivide and use his water right for augmentation this would be fine so long as the water is brought to drinkable standards.

Thank You,

Clinton Cain

Gray led "Yellow water" - this Moping zone was now 80000 years per day
Put in to the ground water

